IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 24618 of 2000

Between:

Kandi Yellaiah, S/o. Sailu,
R/o. H.No. 7-5-3, Medarabasti, Kothagudem, Khammam District.

... PETITIONER

AND

1 The Singareni Collieries Company Limited, Rep by its Chief General

Manager, (Projects), Yellendu Area, Singareni Collieries, Khammam

District.
2 The Chief Engineer (Civil) Head Office, Singareni Collieries

Company Limited, Kothagudem, Khammam District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in collecting the seigniorage fee and cess charges from me by deducting the same from my bills with effect from the date of agreement, as illegal, arbitrary and unwarranted.

Counsel for the Petitioner: MR.K.V.N.BHUPAL

Counsel for the Respondents: MR.K.SRINIVASA MURTHY

The Court made the following:

Order:

This writ petition is filed seeking Mandamus declaring the action of the respondents in collecting the seigniorage fee and cess charges from the petitioner by deducting the same from his bills with effect from the date of agreement, as arbitrary and illegal.

2. When the matter is taken up for hearing, none appeared for the petitioner nor was there any representation on his behalf. It is submitted by the learned Standing Counsel for the respondents that the subject matter in this writ petition is squarely covered by a Division Bench judgment of this Court dated 23-11-1999, passed in W.P. No. 19363 of 1996 and W.P. No. 20076 of 1999.

3. Recording the said submission and following the ratio in the aforementioned judgment, this writ petition is also disposed of for the similar reasons. No order as to costs.

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N.V. RAMANA, J

June 28, 2005

MRR

Assistant Registrar

// True Copy //

Section Officer

Copy to. –

1 The Chief General Manager, (Projects), Yellendu Area,Singareni Collieries

Company Limited, Singareni Collieries, Khammam District.
2 The Chief Engineer (Civil) Head Office, Singareni Collieries

Company Limited, Kothagudem, Khammam District.

Two C.D. Copies.